

Docket No. 128834-2

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Borst et al.	)	Group Art Unit: 1775
Serial No.:	10/638,094	)	Examiner: Xu, Ling X.
Filing Date:	08/07/2005	)	
For:	DATA STORAGE MEDIUM	)	
	AND METHOD FOR THE	)	
	PREPARATION THEREOF	)	

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450**FAX RECEIVED**

DEC 29 2005

**OFFICE OF PETITIONS**

Sir:

In compliance with the duty to disclose, submitted herewith is form PTO-A820 (PTO-1449) listing publication(s) of which those designated by 37 CFR § 1.56 are aware. Copies of the non-United States patents or published applications are enclosed.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made, or an admission that the information cited is, or is considered to be, material to patentability.

Respectfully submitted,

CANTOR COLBURN LLP

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Date: December 29, 2005  
Customer No. 23413  
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<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 128834-2	
In Re Application Of: <b>Borst et al.</b>						
Application No. <b>10/638,094</b>	Filing Date <b>08/07/2003</b>	Examiner <b>Xu, Ling X.</b>	Customer No. <b>23413</b>	Group Art Unit <b>1775</b>	Confirmation No. <b>3383</b>	
Title: <b>DATA STORAGE MEDIUM AND METHOD FOR THE PREPARATION THEREOF</b>						
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				<b>FAX RECEIVED</b>  DEC 29 2005  <b>OFFICE OF PETITIONS</b>		
<p style="text-align: center;"><b>37 CFR 1.97(b)</b></p> <p>1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center; margin-top: 20px;"><b>37 CFR 1.97(c)</b></p> <p>2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="margin-left: 40px;"><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center; margin-left: 100px;"><b>OR</b></p> <p style="margin-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>						

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 128834-2	
In Re Application of: <b>Boerst et al.</b>						
Application No. <b>10/638,094</b>	Filing Date <b>08/07/2003</b>	Examiner <b>Xu, Ling X.</b>	Customer No. <b>23413</b>	Group Art Unit <b>1775</b>	Confirmation No. <b>3383</b>	
Title: <b>DATA STORAGE MEDIUM AND METHOD FOR THE PREPARATION THEREOF</b>						
<b>FAX RECEIVED</b> <b>DEC 29 2005</b>						
<b>OFFICE OF PETITIONS</b>						
<b>Payment of Fee</b> (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<input type="checkbox"/> A check in the amount of _____ is attached.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>50-3619</u> as described below.						
<input type="checkbox"/> Charge the amount of _____						
<input type="checkbox"/> Credit any overpayment.						
<input checked="" type="checkbox"/> Charge any additional fee required.						
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
<div style="display: flex; justify-content: space-between;"><div style="width: 48%;"><p style="text-align: center;"><b>Certificate of Transmission by Facsimile*</b></p><div style="border: 1px solid black; padding: 5px;"><p>I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa</p><p><u>12/29/2005</u></p><p>(Date)</p><p style="text-align: center;"><i>Rebecca L. Blake</i></p><p><b>VIA EXPRESS MAIL</b> <i>EV626027682</i> Rebecca L. Blake <i>LS</i></p><p style="text-align: center;">Typed or Printed Name of Person Signing Certificate</p></div></div><div style="width: 48%;"><p style="text-align: center;"><b>Certificate of Mailing by First Class Mail</b></p><div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on</p><p>_____</p><p>(Date)</p><p style="text-align: center;">Signature of Person Mailing Correspondence</p><p style="text-align: center;">Typed or Printed Name of Person Mailing Certificate</p></div></div></div>						
*This certificate may only be used if paying by deposit account.						
<div style="display: flex; justify-content: space-between;"><div style="width: 45%;"><p style="text-align: center;"><i>J. Michael Buchanan</i></p><p style="text-align: center;">Signature</p><p>J. Michael Buchanan Registration No. 44,571 Customer No. 23413 Telephone No. 860-286-2929</p></div><div style="width: 50%;"><p>Dated: <b>December 29, 2005</b></p></div></div>						
cc:						

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